

Fowlkes
Signature of Sponsor

AMEND Senate Bill No. 125*

House Bill No. 597

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting subsection (a) of Section 1 and by substituting instead the following:

(a) As a condition of employment of any paid or volunteer fire protection personnel, employers may initiate a criminal background check on any applicant for employment, or on any fire protection personnel currently employed by such employer.

(1) Departments that elect to conduct criminal background checks shall establish a policy addressing when a criminal background check may be conducted on a currently employed member.

(2) Criminal background checks of applicants may only be initiated after an employment or appointment offer has been made.

(3) Criminal background check reports shall be maintained for the duration of employment plus one (1) year. Access to the contents of a criminal background check shall be limited to the department head, human resource officer, employee's supervisor. The criminal background check shall not become part of the employee's personnel file.

AND FURTHER AMEND by deleting subsection (b)(2) of Section 1 and by substituting instead the following:

(b)

(2) "Employer" means public, private or volunteer fire department as defined by § 68-102-302, as well as fire prevention and investigation bureaus of a local jurisdiction; and